

CERTIFIED FOR PARTIAL PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION FIVE

**In re JOSEPH F., a Person Coming
Under the Juvenile Court Law.**

THE PEOPLE,

Plaintiff and Respondent,

v.

JOSEPH F.,

Defendant and Appellant.

A086336

**(Solano County
Super. Ct. No. J29484)**

BY THE COURT:

Upon the court's own motion, IT IS ORDERED that the written opinion in this matter, filed on December 22, 2000, be modified as follows:

1. From page 10 of the majority opinion, delete footnote 6 from page 10 of the majority opinion and adjust all following footnote reference numbers accordingly.

2. From page 1 of the concurring and dissenting opinion, delete the last sentence in the first full paragraph and replace with the following: "I concur in this analysis. I also concur with my colleagues' analysis, contained in the unpublished portion of the majority opinion, of appellant's challenge to the gang-related conditions of his probation."

3. From page 4 of the concurring and dissenting opinion, delete from footnote 2, the first full paragraph, commencing with "*In re Randy G.*," so that footnote 2 now read as follows:

² *New Jersey v. T. L. O.* (1985) 469 U.S. 325 (maj. opn., *ante*, at p. 8, fn. 5) is factually inapposite. *T. L. O.* concerned the search of the purse of a student discovered smoking in the school lavatory, in violation of a school rule.

This modification does not effect a change in the judgment.

Dated: _____

JONES, P.J.